

state the nature of the manufacture, its locality, the extent of the intended site, and whether he intends to use steam power, and such permission shall not be given unless previous notice be given by the person applying therefor to the said council, and the council may make a by-law for the purpose, which by-law must be brought before the council at two different meetings thereof, and when the by-law is agreed to, it shall be equivalent to a contract in favor of the the proprietors of the manufactory therein mentioned, their heirs and assigns, for all the time specified in such resolution.

The exemption may, in certain cases, be granted to pre-existing manufactories.

3. In any case in which the exemption from taxes as hereinabove mentioned, in favor of a new manufactory, would prejudice the interests of any manufactory already established, or would create an undue privilege against the latter, it shall be lawful for the municipal authorities to grant the same, or a proportionate exemption to every such pre-existing manufactory.

Application of this act.

4. The word "manufactory," in this act, shall not apply to any flour-mill, gas-works or distillery.

CAP. XIX.

An Act respecting the clearing of Lands, and the protection of Forests against Fires.

[Assented to 24th December, 1870.]

Preamble.

WHEREAS, it is expedient to determine the periods of the year during which fires may be lighted in forests, for the purpose of clearing or improving lands; and whereas it is further necessary to protect forests against fires; Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts, as follows:

No one to set fire to trees, &c., standing.

1. No person shall, at any time, set fire to or cause to burn, any tree, shrub or other plant, growing or standing in any forest, or at a distance of less than one mile from any forest.

No one to set fire to trees, &c., felled, except, &c.

2. No person shall set fire to, or cause to burn, any pile of wood, branches or brushwood, or any tree, shrub, or other plant, which shall be situate or felled in the forest, or at a distance of less than a mile, or any turf, peat, stumps, fallen trees or other timber, at any period of the year, for any cause or pretext whatsoever, except for the purpose of clearing lands, and in such latter case, only between the first day of September and the first day of July.

Fires may be made for certain purposes.

3. Notwithstanding the preceding provisions, it shall be lawful to make a fire in or near the forest to obtain warmth,

and for cooking or other necessary objects, or for all industrial purposes, such as the manufacture of tar, turpentine, charcoal, or making of ashes, for the manufacture of pot or pearl ash, provided that the obligations and precautions imposed by the following section are observed. Proviso.

4. Every person who shall, between the fifteenth of May and the fifteenth of October, make a fire in the forest or at a distance of less than half a mile therefrom, for the purposes mentioned in the preceding section, must : Precautions to be observed by persons making fires.

1. Select the locality in the neighborhood in which there is the smallest quantity of vegetable matter, dead wood, branches, brushwood, dry leaves, or resinous trees ; Selection of locality ;

2. Clear the place in which he is about to light his fire, by removing all vegetable matter, dead trees, branches, brushwood and dry leaves from the soil, within a radius of twenty-five feet, as regards fires made for the necessities of any industry, as mentioned in section three, and within a radius of four feet as regards fires made for the other necessary objects mentioned in the said section ; Clearance of the place within a certain radius ;

3. Totally extinguish the fire before quitting the place. Extinguishing the fire.

5. Any person who shall throw or drop on the ground, in any place whatsoever, whether in the forests, open fields, or other place, any burning match, ashes of a pipe, cigars or part of a cigar, or any other burning substance or who shall discharge any fire-arm, shall be bound, under the pains and penalties imposed by this act for his neglect so to do, completely to extinguish, before leaving the spot, the fire of such match, ashes of a pipe, cigars or part of a cigar, or the wadding of such fire-arm. Persons dropping burning substances shall extinguish them at once.

6. Any person contravening any of the provisions of this act, shall be liable upon conviction before any justice of the peace, to a penalty not exceeding fifty dollars, and in default of payment of the said penalty, and costs of suit, with or without delay, to be imprisoned in the common gaol of the district wherein he shall be convicted, for a period not exceeding three calendar months, unless the said penalty and costs of suit, together with the costs of apprehension and conveyance of the said offender, to the said common gaol, be sooner paid, or to be imprisoned in the said common gaol, for a period not exceeding three calendar months ; or to be condemned for each such offence, to the said penalty and further to the imprisonment hereinabove mentioned, with costs of suit in all cases. Penalty, &c., for contravening this act.

7. Any person of full age, may prosecute for any contravention of this act, and one half of the penalty, in case of conviction, shall belong to the prosecutor, and the other half to the government of this province, to form part of the consolidated revenue fund of the same. Who may prosecute. Application of penalty.

8. Every suit for contravention of this act, shall be commenced within the three calendar months, immediately following such contravention, and not afterwards. Limitation of prosecution.

Justices or cer-
tain others
may impose
penalty on
view.

9. Any justice of the peace who shall himself view any contravention of this act, may impose the penalty therefor without other proof, and, for the purposes of this act, all agents for the sale of crown lands, all employees of the department of crown lands, all sworn land surveyors, and all wood-rangers employed by the department of crown lands, shall be *ex officio* justices of the peace.

10. The act of the parliament of this province, thirty-third Victoria, chapter thirty-six, is hereby repealed.

C A P . X X .

An Act to amend the Quebec Railway Act, 1869.

[Assented to 24th December, 1870.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Sec. 14, of
Quebec Rail-
way Act, 1869,
amended.

1. The Quebec Railway Act, 1869, is hereby amended by adding the following paragraph at the end of section fourteen of the said act :

" 22. Whenever, by the terms of any special act incorporating any wooden or iron railway company, it is required that a certain proportion of the stock of such company shall have been subscribed before the calling of a meeting of shareholders for the purpose of electing directors, it shall be sufficient that such proportion of stock shall have been subscribed before such election takes place, even though it was not subscribed when such meeting was called, and every election already had under any such special act shall be valid, provided that before it took place, such proportion of stock had been subscribed."

No mayor,
&c., of municipi-
pality, holding
stock to vote
at elections
of directors.

2. No mayor, warden or other chief officer, or other person or persons representing any municipality, or corporation of any city having or taking stock in any railway company shall, directly or indirectly, vote on the election or appointment of the directors of any railway company incorporated previous to the passing of this act, or which may hereafter become incorporated.

C A P . X X I .

An Act to provide for the granting of certain lands in aid of the Railway Companies therein mentioned.

[Assented to 24th December, 1870.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

